



PATENT

RECEIVED 1 MAY 1997

Case Docket No. ALRGN.054CP1
Date: April 29, 1997

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Dolly, et al.
App. No. : 08/750,101
Intern. F.D. : 05/31/95
For : MODIFICATION OF CLOSTRIDAL TOXINS
FOR USE AS TRANSPORT PROTEINS

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

April 29, 1997

(Date)

Daniel E. Altman

Daniel E. Altman, Reg. No. 34,115

TRANSMITTAL LETTER

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

ATTENTION: BOX MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(d), which was mailed by the Office on January 31, 1997, enclosed are:

- (X) An executed Declaration by Inventor(s).
- (X) A Power of Attorney Form and Copy of Assignment.
- (X) An extension of time to respond for two month(s) is hereby requested.

Time Extension Fee:

- (X) two months(\$390 large entity)
- (X) A Copy of the Notice to File Missing Parts.
- (X) A Supplemental Preliminary Amendment.
- (X) Return prepaid postcard.

(X) Fees as calculated below for the extension of time, missing parts, and amendment:

CLAIMS AS FILED						
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims	24	MINUS	20	= 4 ×	\$22	= \$88
Independent Claims	5	MINUS	4	= 1 ×	\$80	= \$80
SURCHARGE 37 CFR 1.16(e)						\$ + 130
Time Extension Fee				two months		\$390
TOTAL FEES SUBMITTED HEREWITH						\$688

(X) A check in the amount of \$688 to cover the above fees is enclosed.

(X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410. A duplicate copy of this sheet is enclosed.



Daniel E. Altman
Registration No. 34,115
Attorney of Record

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042997

ALRGN.054CPI

DEA / MJG



UNITED STATES DEPT. OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

U.S. APPLICATION NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

08/750,101

DOLLY

J

ALRGN.054CPI

INTERNATIONAL APPLICATION NO.

5621

PCT/GB95/01253

KNOBBE, MARTENS ET AL.
620 NEWPORT CENTER DRIVE
16TH FLOOR
NEWPORT BEACH CA 92660

I.A. FILING DATE

PRIORITY DATE

05/31/95.

05/31/94

DATE MAILED:

01/31/97

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

☐ a Designated Office (37 CFR 1.494),

☐ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☐ Copy of the international application in:

☐ a non-English language.

☒ English.

☐ Translation of the international application into English.

☐ Oath or Declaration of Inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed 27 Nov 96 and

☐ Information Disclosure Statement(s) filed _____ and _____

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____

☐ Verified Statement Claiming Small Entity Status.

☐ Priority Document.

☒ Copy of the International Search Report ☐ and copies of the references cited therein.

☐ Other:

2. The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☐ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes MUST be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: ☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

Shelby J. Vigil

Patent Examiner

FORM PCT/DO/EO/917 (September 1996)